

**ARKANSAS STATE BOARD OF PHARMACY**  
**322 South Main St., Suite 600**  
**Little Rock, AR 72201**

**Tuesday, June 8, 2021**

The Arkansas State Board of Pharmacy met for a regular scheduled Board meeting on June 8, 2021. The meeting was held at the Arkansas State Board of Pharmacy office located at 322 South Main Street, Suite 600, Little Rock, AR.

The meeting was called to order by Lenora Newsome, P.D., President.

**Members present:**

- \* Rebecca Mitchell, Pharm.D.
- \* Deborah Mack, P.D.
- \* Lynn Crouse, Pharm.D.
- \* Brian Jolly, Pharm.D.
- \* Rodney Richmond, Pharm.D.
- \* Carol Rader, RN
- \* Amy Fore, MHSA

**Staff present:**

- \* John Kirtley, Pharm.D., Executive Director
- \* Brenda McCrady, P.D, Assistant Director
- \* Luke Daniel, General Counsel
- \* Kevin Robertson, Pharm.D., Inspector
- \* Cindy Fain, P.D., Inspector
- \* Lana Whitmore, CFO

**All members were present.**

Mrs. Whitmore presented the Board with the financial report for review.

**BOARD ACTION:**

Dr. Mitchell made the motion to accept the financial report. Dr. Mack seconded the motion. The vote for the motion was unanimous.

Dr. Kirtley and the Board discussed the Board's \$75,000 appropriation available for the rural loan/scholarship programs at the two Arkansas Based Colleges of Pharmacy.

**BOARD ACTION:**

Dr. Mack made the motion to split the available \$75,000 student loan and scholarship money evenly between the two pharmacy schools in Arkansas – \$35,500 to Harding University College of Pharmacy and \$35,500 to University of Arkansas for Medical Sciences College of Pharmacy for their rural loan/scholarship programs. Dr. Jolly seconded the motion. The vote for the motion was unanimous.

Dr. Kirtley presented the Board with the Authorization to Conduct Board of Pharmacy Oversight Activities form. This form is to be signed by the Board president and allows the Board of Pharmacy's Executive Director, Assistant Director, and Inspectors authorization to enter pharmacies and review records on behalf of the Board.

**BOARD ACTION:**

Dr. Mitchell made the motion to accept the Authorization to Conduct Board of Pharmacy Oversight Activities forms as presented, through June 30, 2022. Dr. Mack seconded the motion. The vote for the motion was unanimous.

The minutes from the February 9, 2021 Board Meeting, April 7, 2021 Emergency Board Meeting, and the April 28, 2021 Called Board Meeting were reviewed.

**BOARD ACTION:**

Dr. Mack made the motion that the minutes of the February 9, 2021 Board Meeting, April 7, 2021 Emergency Board Meeting, and the April 28, 2021 Called Board Meeting be approved as presented. Dr. Mack seconded the motion. The vote for the motion was unanimous.

The Board discussed the most recent Continuing Education Audit for pharmacists. Dr. Kirtley explained that anyone who did not meet the requirements were sent an Order to pay \$100 for each hour of missing CE and provide proof of completion of the missing hours prior to June 1<sup>st</sup>. He said almost everyone complied with the Order, but there were four pharmacists who signed the Order, but did not comply with the requirements, and there are nine pharmacists who did not respond to Order at all. Dr. Kirtley asked the Board for direction. The Board stated to call them all in for a hearing.

Dr. McCrady presented the Board with Consent Agreements, Probation Consent Orders, and Voluntary Surrenders.

**BOARD ACTION:**

Dr. Mitchell made the motion to approve and accept all orders and agreements as presented. Dr. Mack seconded the motion. The vote for the motion was unanimous.

The Board interviewed candidates for Reciprocity. Each applicant was asked to complete a questionnaire regarding practice history, type of business, and background. The Board interviewed the candidates in five separate groups, spoke to them all regarding Arkansas CE requirements, and made motions for each specific group. The following candidates appeared before the Board via ZOOM:

Inderjit	S.	Ajimal
Shazia		Alavi
Clark	Harrison	Allen
Kimberly	Anne	Allen

Board of Pharmacy Minutes

June 8-9, 2021

Page 3 of 10

Camille	Denise	Alumbaugh
Tricia	Mariko	Asada
Amanda	S.	Bercey
Jennifer	Noelle	Blazy
Steven	Lee	Bodenberg
Caitlin	Grace	Brown
Meghan	Ashley	Cahalane
Joshua	Poe	Cappuccilli
Robert	Dale	Chambliss
Christine	Diane	Clisham
John	Thomas	Copeland
Jordan	Lynne	Craft
Morgan	Alexis	Crews
Jared	Paul	Crumly
Thomas	Huan	Dinh
Laurin		Dixon

**BOARD ACTION:**

Dr. Mitchell made the motion to approve the above applicants for reciprocity. Dr. Mack seconded the motion. The vote for the motion was unanimous.

Brent	Edwards	Crenshaw
Alissa	Ann	Eibling
Hoa Hua		Tan
Lacy	Nicole	Epperson
Bethany	Anne	Francis
Christine	Machelle	Frazier
Monica	Alejandra	Garza
Patrick	David	Gerhardt
Jorg		Getzschmann
Blake	Christopher	Graham
Michael	Scott	Hardy
Scott	Hugh	Hicks
Maria	Eleni	Hockenberry
Jennifer	Monteiro	Hoffman
Diana	Marie	Homer
Daphne	Christina	Hong
Eric	William	Hopkins
Andrew	Chandler	Huggins
Daiana	Trang	Huyen
Daniel	Joseph	Jagiela
Kenneth	Wayne	Johnson
Adriel	Peter	Joseph

**BOARD ACTION:**

Dr. Mack made the motion to approve the above applicants for reciprocity. Dr. Richmond seconded the motion. The vote for the motion was unanimous.

David	Young	Kang
Deekshith	Kumar	Katta
Jonathan	Alan	Keel
Omar	Waqas	Khokhar
David	Alexander	Kragel
Adam	Joseph	Labs
Lauren	Elise	Lawson
Van	Thanh	Le
Andrew	Thomas	Leopold
Souha		Mahmoudi
Jill	Louise	McClellan
Julie	Patricia	Miller
Ana	Victoria	Molina
Thomas	Colt	Moon
Areo	Tony	Nazari
Vincent	Hoang	Nguyen
Christina	Marie	Nutter
Ayoyinka	Oladipupo	Ojutalayo
Dominic	Robert	Ortega
Alan	Alexander	Oustaev

**BOARD ACTION:**

Dr. Richmond made the motion to approve the above applicants for reciprocity. Dr. Mack seconded the motion. The vote for the motion was unanimous.

Lara	Michelle	Parkhurst
Ami	Dinesh	Patel
Nilay	Anil	Patel
Sunil	R.	Patel
Brittany	Jean	Pfoutz
Xuan Quynh	Thi	Pham
April	Leann	Porter
Paras		Priyadarshi
Philip	N.	Raghunandan
Christopher	James	Razor
Sara Elizabeth	Clyburn	Reid
Virginia	Ann	Rivera
Jared	Wayne	Roswurm
Nathan	Wade	Schoenauer
Deanna	Beth	Schreiner
Kimberly	Ann	Schwartz
Rachel	Carrie	Schwartz

Katherine	Marie	Skersick
Pierce	Wyland	Skersick
Alec	Michael	Stewart
Makayla	Grayson	Summers
Jay	N.	Surati

**BOARD ACTION:**

Dr. Mack made the motion to approve the above applicants for reciprocity. Dr. Mitchell seconded the motion. The vote for the motion was unanimous.

Mihaela	Simona	Talianu
Asha	K.	Thiele
Tori	Shay	Tuggle
Samuel		Varghese
Neha	Arvind	Vyas
Aimee	Michele	Watts
Jamie	DiBello	Welch
Daniel	Joseph	Wentworth
Nicolas	Allen	Westbrook
Melissa	Kessler	Williams
Erica	Michelle	Wright
Amy	Shin-May	Yeh

**BOARD ACTION:**

Dr. Jolly made the motion to approve the above applicants for reciprocity. Dr. Crouse seconded the motion. The vote for the motion was unanimous.

The Board discussed the continuing education requirements as well as the benefits of joining the Arkansas Pharmacists Association with each group of reciprocity candidates.

Pharmacy Technician, Towana Pewitt, appeared before the Board to provide a progress report as requested by the Board during the February Board Meeting.

**BOARD ACTION:**

Dr. Jolly made the motion to take no action against her pharmacy technician permit provided she continue with the drug screens for the year and has no issue with her current employer. Dr. Mitchell seconded the motion. The vote for the motion was unanimous.

Michelle Morgan, Jimmy Mason, Thomas Smith, and Alec Stewart, representatives with Costco, appeared before the Board to discuss the application submitted for Costco Pharmacy #1347.

**BOARD ACTION:**

Dr. Mitchell made the motion to approve the application upon initial inspection by board staff. Dr. Mack seconded the motion. The vote for the motion was unanimous.

*Support Group Discussion*

Neil Ducote, Jeff Tallant, and Ben Sims with Brookshire Pharmacy appeared before the Board to request approval to do remote order entry between their other Arkansas licensed pharmacies.

**BOARD ACTION:**

Dr. Crouse made the motion to approve the request for remote order entry. Dr. Mitchell seconded the motion. The vote for the motion was unanimous.

Rachel Meier with Mercy Rehab Hospital appeared before the Board with a request from Cardinal Health for approval to do remote order entry for the hospital.

**BOARD ACTION:**

Dr. Crouse made the motion to approve the request for remote order entry. Dr. Mack seconded the motion. The vote for the motion was unanimous.

Shelley Tustison appeared before the Board on behalf of Walmart Corporation to seek discuss a change in Walmart Pharmacy's pickup process. They are requesting to be able to print the prescription paperwork at the counter upon pickup. The Board discussed whether technicians were performing duties outside of pharmacist supervision.

**BOARD ACTION:**

Dr. Jolly made the motion to deny the request by Walmart and for Walmart to respond to board staff with a plan of action for the printing of patient medical information after the review of the pharmacist, and for Walmart to come back before the Board within a reasonable amount of time to present the plan of action in the appropriate setting, be it at informals or before the full Board. Dr. Mitchell seconded the motion. The vote for the motion was unanimous.

Ben Hotz, Nicole Shelton, James Baumeister, and Adam Aisen, representatives from ECP, appeared before the Board to request approval to use their cloud-based software which would be used as an interface between pharmacies and assisted living facilities in Arkansas.

**BOARD ACTION:**

Dr. Mitchell made the motion to approve the request by ECP as presented. Dr. Crouse seconded the motion. The vote for the motion was unanimous.

The Board moved into Executive Session to discuss Executive Director, John Kirtley's, job performance evaluation.

**BOARD ACTION:**

Dr. Mitchell made the motion to accept the performance evaluation for Dr. Kirtley as discussed in Executive Session. Dr. Jolly seconded the motion. The vote for the motion was unanimous.

The Board adjourned for the day.

**Wednesday, June 9, 2021**

The meeting was called to order by Lenora Newsome, P.D., President.

**Members present:**

- \* Rebecca Mitchell, Pharm.D.
- \* Deborah Mack, P.D.
- \* Lynn Crouse, Pharm.D.
- \* Brian Jolly, Pharm.D.
- \* Rodney Richmond, Pharm.D.
- \* Carol Rader, RN
- \* Amy Fore, MHSA

**Staff present:**

- \* John Kirtley, Pharm.D., Executive Director
- \* Luke Daniel, General Counsel
- \* Kevin Robertson, Pharm.D., Inspector
- \* Cindy Fain, P.D., Inspector
- \* Lana Whitmore, CFO

**All members were present.**

A hearing was scheduled in answer to an Order and Notice of Hearing in the matter of **Lee David Wilson, PD10780, Case #2020-128**. Dr. Newsome called the hearing to order and turned the proceeding over to the Hearing Officer, Adam Jackson. The Board was represented by Luke Daniel. The respondent was represented by Casey Castleberry.

**BOARD ACTION**

Dr. Mitchell made the motion in the matter of **Lee David Wilson, PD10780, Case #2020-128**, that Allegations A1 – A19 are true, and Charges C1 – C15 are

proven, and move to impose a \$7,500 disciplinary fine, and that we require Dr. Wilson to review and revise his policies regarding technician duties, and to supply the update to board staff with evidence that pharmacy staff has been trained on the revised procedures within 60 days. Dr. Mack seconded the motion. Dr. Richmond, Dr. Crouse, and Mrs. Rader votes no for the motion. The vote motion passes four to three.

A hearing was scheduled in answer to an Order and Notice of Hearing in the matter of **A-Class Park Place Pharmacy, Out-of-State Pharmacy Applicant, Case #2021-050**. Dr. Newsome called the hearing to order and turned the proceeding over to the Hearing Officer, Adam Jackson. The Board was represented by Luke Daniel. The respondent was not present for the hearing.

#### **BOARD ACTION**

Dr. Jolly made the motion in the matter of **A-Class Park Place Pharmacy, Out-of-State Pharmacy Applicant, Case #2021-050**, that Allegations A1 – A12 are true, and Charge C1 is proven and move to deny the out-of-state pharmacy application. Dr. Crouse seconded the motion. The vote for the motion was unanimous.

A hearing was scheduled in answer to an Order and Notice of Hearing in the matter of **Vinayak Kanti Chaudhuri, PD14788, Case #2021-011**. Dr. Newsome called the hearing to order and turned the proceeding over to the Hearing Officer, Adam Jackson. The Board was represented by Luke Daniel. The respondent was not represented by counsel.

#### **BOARD ACTION**

Dr. Jolly made the motion to offer **Vinayak Kanti Chaudhuri, PD14788**, an option of paying a \$250 investigative cost and obtaining three hours of continuing education on medication errors. Dr. Mitchell seconded the motion. The vote for the motion was unanimous.

#### **BOARD ACTION**

Dr. Crouse made the motion for the charges and the entire case regarding **Vinayak Kanti Chaudhuri, PD14788** to be dismissed. Dr. Jolly seconded the motion. The vote for the motion was unanimous.

A hearing was scheduled in answer to an Order and Notice of Hearing in the matter of **April Machell Lopez, Pharmacy Technician Applicant, Case #2021-048**. Dr. Newsome called the hearing to order and turned the proceeding over to the Hearing Officer, Adam Jackson. The Board was represented by Luke Daniel. The respondent was not represented by counsel.



### **BOARD ACTION**

Dr. Mack made the motion in the matter of **April Machell Lopez, Pharmacy Technician Applicant, Case #2021-048**, that Allegations A1 – A7 are true, and Charge C1 is not proven and move to grant her permit. Dr. Mitchell seconded the motion. The vote for the motion was unanimous.

A hearing was scheduled in answer to an Order and Notice of Hearing in the matter of **Caleb Wayne Brown, Pharmacy Technician Applicant, Case #2021-049**. Dr. Newsome called the hearing to order and turned the proceeding over to the Hearing Officer, Adam Jackson. The Board was represented by Luke Daniel. The respondent was not represented by counsel.

### **BOARD ACTION**

Dr. Richmond made the motion in the matter of **Caleb Wayne Brown, Pharmacy Technician Applicant, Case #2021-049**, that Allegations A1 – A7 are true, and Charge C1 is proven and move to deny his pharmacy technician application. Dr. Jolly seconded the motion. The vote for the motion was unanimous.

A hearing was scheduled in answer to an Order and Notice of Hearing in the matter of **Hannah Elizabeth Maloch, PT09558, Case #2021-033**. Dr. Newsome called the hearing to order and turned the proceeding over to the Hearing Officer, Adam Jackson. The Board was represented by Luke Daniel. The respondent was not represented by counsel.

### **BOARD ACTION**

Dr. Crouse made the motion in the matter of **Hannah Elizabeth Maloch, PT09558, Case #2021-033**, that Allegations A1, A2, A3, and A5 are true, and Charges C1 – C3 are not proven, and move to reinstate her pharmacy technician permit. Dr. Mack seconded the motion. The vote for the motion was unanimous.

A hearing was scheduled in answer to an Order and Notice of Hearing in the matter of **Kendra Henderson (Miller), PT94477, Case #2021-042**. Dr. Newsome called the hearing to order and turned the proceeding over to the Hearing Officer, Adam Jackson. The Board was represented by Luke Daniel. The respondent was not present for the hearing.

### **BOARD ACTION**

Dr. Mitchell made the motion in the matter of **Kendra Henderson (Miller), PT94477, Case #2021-042**, that Allegations A1 – A5 are true, and Charges C1 – C5 are proven and move to revoke her pharmacy technician permit. Dr. Crouse seconded the motion. The vote for the motion was unanimous.

Discussion Items:

The Board discussed upcoming meeting dates.

The Board discussed pursuing some upcoming rule changes and the promulgation process.

**BOARD ACTION**

Dr. Jolly made the motion for Dr. Kirtley to proceed with regulation changes filing for future public comment. Dr. Mitchell seconded the motion. The vote for the motion was unanimous.

The Board election for officers was held.

**BOARD ACTION:**

Dr. Mack made the motion for Dr. Rebecca Mitchell to be the Board President, Dr. Lynn Crouse to be the Vice-President/Secretary, and Dr. Lenora Newsome to be the Past President. This change is to be effective at the end of today's meeting. Dr. Richmond seconded the motion. The vote for the motion was unanimous.

The meeting was adjourned.

Prepared by:

  
Lana Whitmore, CFO

Approved for the Board:

  
Rebecca Mitchell, Pharm.D., President